

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

SHANE K. HOPKINS,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 05-870-SLR
	)	
JOHN PUSEY, JOSEPH SMITH,	)	Jury Trial Demanded
DAVID PIERCE, LISE MERSON,	)	
JUDITH MULLEN, DREWRY FENNELL,	)	
M. JANE BRADY	)	
	)	
Defendants.	)	

**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

COME NOW Defendants John Pusey and Joseph Smith, by and through the undersigned counsel, and hereby move this Honorable Court to enter an Order granting their Motion for Summary Judgment on the grounds set forth in the accompanying Memorandum of Points and Authorities.

**DEPARTMENT OF JUSTICE  
STATE OF DELAWARE**

/s/ Stacey Xarhoulakos  
Stacey Xarhoulakos (#4667)  
Deputy Attorney General  
Department of Justice  
820 N. French Street, 6<sup>th</sup> Floor  
Wilmington, DE 19801  
(302) 577-8400

Dated: September 20, 2007

*Attorney for Defendants*

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JUDITH MULLEN, DREWRY FENNELL,	)	
M. JANE BRADY	)	
	)	
Defendants.	)	

**ORDER**

**WHEREAS**, the Court having considered the Motion for Summary Judgment of the Defendants John Pusey and Joseph Smith;

**WHEREFORE, IT IS SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 2007 that the Defendants' Motion for Summary Judgment is GRANTED.

\_\_\_\_\_  
United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on September 20, 2007, I electronically filed *Defendants'* *Motion for Summary Judgment* with the Clerk of Court using CM/ECF. I hereby certify that on September 20, 2007, I have mailed by United States Postal Service, the document to the following non-registered party: Shane Hopkins.

/s/ Stacey Xarhoulakos  
Stacey Xarhoulakos, I.D. No. 4667  
Deputy Attorney General  
Carvel State Office Building  
820 North French Street, 6th Floor  
Wilmington, DE 19801  
(302) 577-8400  
stacey.xarhoulakos@state.de.us  
*Attorney for Defendants*